

FISCAL NOTE

HB 377 - SB 377

February 12, 2001

SUMMARY OF BILL: Creates three new offenses involving a person leaving a child ten years of age or less unattended in a motor vehicle. Defines *unattended* as the child not being accompanied by a person 14 years of age or older. The offenses created would be classified as follows:

- Leaving a child unattended in a motor vehicle - Class C misdemeanor;
- Aggravated leaving a child unattended in a motor vehicle - committed by leaving a child unattended *and* the child is injured or the child causes injury to another - Class E felony ;
- Especially aggravated leaving a child unattended in a motor vehicle - committed by leaving a child unattended *and* the child is fatally injured or fatally injures another - Class C felony.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$16,200/Incarceration*
Increase Local Govt. Expenditures - Not Significant
Increase Local Govt. Revenues - Not Significant

Estimate assumes:

- one Class C felony conviction every other year and two Class E felony convictions each year.
- the fiscal impact to local government depends upon the number of persons convicted of the misdemeanor offense created by this bill and the resulting increased cost to local governments to confine such persons versus the increased revenues to local governments from fines levied and collected under the provisions of this bill. Such impact to local government is not estimated to be significant.

**Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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